

MELINDA HAAG (CSBN 132612)
United States Attorney

MIRANDA KANE (CSBN 150630)
Chief, Criminal Division

ELISE BECKER
PATRICIA J. KENNEY (CSBN 130238)
Assistant United States Attorney
450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
Telephone: 415.436.6857
Facsimile: 415.436.6748

Attorneys for the United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
N'GUESSAN YAO AND MICHAEL)
BARRY SHOR,)
)
Defendants.)

REPUBLIC OF THE COTE D'IVOIRE,)
)
Petitioner.)

No. 10-CR-00434 RMW

ANCILLARY PROCEEDING

STIPULATION AND ORDER
RE: SCHEDULING

1 The United States and the petitioner, the Republic of the Cote d'Ivoire, through their
 2 respective undersigned counsel, agree, subject to the Court's approval, that the Court re-schedule
 3 the case management conference in this case to a telephone case management conference on
 4 December 21, 2012 for reasons that follow. Unless the CMC is rescheduled, it is currently set for
 5 December 14, 2012.

6 The reason for the request is that the undersigned Assistant United States Attorney who is
 7 primarily responsible for handling the ancillary proceeding will be out of town on the east coast on
 8 December 13, 14 and 17, 2012 and is not available. The undersigned counsel for petitioner Cote
 9 d'Ivoire, who is in Detroit, Michigan, has no objection to the re-scheduling request, providing that
 10 the matter can be rescheduled for a telephone conference on December 21, 2012. Although counsel
 11 for petitioner cannot appear in person on December 21, 2012 because of another matter in Detroit,
 12 he anticipates that matter will be completed by 9:00 a.m. PST and he can be available thereafter.¹

13 The parties agree that a telephone conference on December 21, 2012 would be the most
 14 efficient and economical way of proceeding with this case. Fed. R. Civ. P. 1. Counsel can be
 15 reached at the telephone numbers of record in this case, or the undersigned Assistant United States
 16 Attorney can set up the conference call at the appointed time.

17 IT IS SO STIPULATED:

MELINDA HAAG
 United States Attorney

18 Dated: December 5, 2012

19 /s/
 PATRICIA J. KENNEY
 Assistant United States Attorney
 Attorneys for the United States

20 SOHOU LAW

21 Dated: December 5, 2012

22 /s/²
 GUY SOHOU
 Admitted *Pro Hac Vice* as the
 Attorney for the Republic of Cote d'Ivoire

23
 24
 25
 26 ¹ If the Court considers rescheduling on a date other than December 21, 2012, counsel
 27 for petitioner notes that he is unavailable from December 27, 2012 through January 27, 2013, and
 that his next available date is Friday, February 8, 2013.

28 ² Mr. Sohou authorized filing this document by email.

PURSUANT TO THE FOREGOING STIPULATION, IT IS BY THE COURT ON THIS FG
 DAY OF 2012, ORDERED THAT THE CASE MANAGEMENT CONFERENCE SHALL TAKE
 PLACE BY TELEPHONE ON DECEMBER 21, 2012 WITH COUNSEL STANDING BY FOR
 THE TELEPHONE CONFERENCE BEGINNING AT FOKE A.M. UNTIL SUCH TIME AS
 THE CLERK REACHES THEM.

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Ronald M. Whyte
 HONORABLE RONALD R. WHITE

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